

**SERVICE DATE**  
**Sep 30, 2022**

PSC REF#: 448410

Public Service Commission of Wisconsin  
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**PUBLIC SERVICE COMMISSION OF WISCONSIN**

Simplified Rate Case for the Village of Brown Deer, as a Water Public Utility, Milwaukee County, Wisconsin

780-WQ-100

**FINAL DECISION**

**Introduction**

On September 19, 2022, the Brown Deer Water Public Utility (applicant) filed an application for a water rate increase under Wis. Stat. § 196.193, a Simplified Rate Case (SRC) process that does not require a hearing. ([PSC REF#: 447565.](#)) The Commission reviewed the information submitted by the applicant in support of its application and determined that the water rate increase, as requested, is justified.

**Findings of Fact**

1. The revenue increase is calculated by multiplying the applicant's prior year revenue from sales of utility service by the 2022 rate increase factor (4.5 percent) set by the Commission on February 2, 2022 and effective March 1, 2022. ([PSC REF#: 430482.](#))
2. The revenue increase, combined with the applicant's prior year net operating income, results in an overall rate of return that does not exceed 4.9 percent, the overall rate of return for municipally owned water or combined water and sewer public utility set by the Commission on February 2, 2022 and effective March 1, 2022. ([PSC REF#: 430482.](#))
3. The effective date of the rate increase is not less than 12 months from the effective date of a previous SRC increase and is not less than 45 days from the date of this application.
4. The applicant's last rate increase authorized pursuant to a hearing under Wis. Stat. § 196.20 has been in effect for at least one calendar year (i.e., January through December).

5. The applicant has fewer than 4,000 customers, and the total of all prior rate increases granted since the last hearing under Wis. Stat. § 196.20 does not result in rates that are more than 40 percent higher than the base rates previously authorized by a hearing under Wis. Stat. § 196.20.

6. The applicant notified all its customers of the proposed rate increase. ([PSC REF#: 447566.](#))

### **Conclusions of Law**

1. The Commission has jurisdiction under Wis. Stat. §§ 196.02, 196.193, and 196.39, and Wis. Admin. Code ch. PSC 185.

2. The Commission has authority under Wis. Stat. § 15.02(4) to delegate to the Administrator of the Division of Water Utility Regulation and Analysis (Division Administrator) those functions vested by law as enumerated above and has delegated the authority to issue this Final Decision to the Division Administrator.

### **Order**

1. The applicant shall increase its rates for general service and public fire protection uniformly by the 4.5 percent rate increase factor.

2. The new rates will be effective December 1, 2022 and will be on file with the Commission as Amendment 46, provided that the applicant makes a copy of the new rates available to the public before this date by placing a copy of the new rates at locations where customer payments are accepted, on the applicant's website, or in a form and place that is otherwise readily accessible to the public. If a copy of the new rates is not made available to the public by this date, the new rates shall take effect on the date they are so made available.

3. The applicant shall inform each customer of the new rates authorized by this order.

4. The applicant's current rates and rules shall be available for public inspection.

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5. The applicant shall keep on permanent file all its previous rates.
6. Jurisdiction is retained.
7. This order is effective one day after the date of service.

Dated at Madison, Wisconsin, this 29<sup>th</sup> day of September, 2022.

For the Commission:

A handwritten signature in black ink, appearing to read "Elizabeth A. Bier". The signature is fluid and cursive, with the first letters of the first and last names being capitalized and prominent.

Elizabeth A. Bier  
Administrator  
Division of Water Utility Regulation and Analysis

EAB:kr:alf DL:01907142

See attached Notice of Rights